Mr. M. KRISHNA MENON.

When questions are asked and answers are laid on the table, they have to be published as an appendix. That was what I meant till now, till this moment, by "laying on the table."

President.—I shall see that it is printed and circulated among the members. It shall he printed and circulated. Arrangement can be made for the circulation.

Mr. K. T. MATHEW.

In Appendix 2, it is given "Council table". That is why the questions and answers are printed and placed on all the tables. In every case, it means the office table or the tables of the Council members.

Mr. C. A. OUSEPH.

Sir, a word in this connection, with regard to this statement. Of course, we are prohibited from discussing it. No motion shall be made nor shall that statement be discussed. May we get information as to when the appointments were made?

President.—Such questions could not be asked.

Mr. C. A. OUSEPH.

Hereafter, Sir.

The Cattle Trespass Amendment Bill.

President.—I call upon the Law Member to introduce the Cattle Trespass Amendment Bill.

Mr. K. ACHYUTA MENON.

Sir, I beg to move that the Cattle Trespass Amendment Bill be read in Council.

Mr. T. K. KRISHNA MENON.

Sir, I second it.

Mr. K. ACHYUTA MENON.

Sir, this piece of legislation was undertaken at the request of the Municipal Chairman, Trichur, who brought to the notice of the Government the considerable nuisance caused to the town by stray cattle. The Chairman requested the Government that steps may be taken to transfer the power of the District Magistrate under the exising Cattle Trespass Regulation to the Municipal Chairman. Government thought it advisable to do so, and the amendment is the result.

Mr. C. ACHYUTA MENON.

The powers vested in the District Magistrate are proposed to be transferred to the Municipal Chairman.

LIBRARY ARCHIVES Kerala Legislative Assembly

President.—Any member wishing to speak on the Bill? There was none. The motion was therefore put to votes and carried.

Mr. T. K. KRISHNA MENON.

Sir, the title of the Bill is "the Cattle Trespass Regulation".

Mr. C. ACHYUTA MENON.

The title of the Bill is given in the Bill itself. The heading of the Bill is not properly worded.

President.—Under Standing Order 31, the Secretary has to read the title of the Bill.

Mr. C. ACHYUTA MENON.

Instead of "Regulation", the word "Bill" should be used. It should not be read as "the Cattle Trespass Amendment Regulation". The Superintendent of the Press might have put the word "Regulation", instead of the word "Bill". That title is given in the first section of the Regulation. It is not the title of the Bill.

President.—We may call this Regulation "the Cattle Trespass Regulation". That is what we see in section 1.

Mr. C. ACHYUTA MENON.

Instead of the word "Regulation", "Bill" may be substituted, and the same phraseology may be adopted hereafter. Then the difficulty will not arise. In every Regulation there is a very short title.

Mr. K. ACHYUTA MENON.

The title of the Bill is "A Bill to amend the Cattle Trespass Regulation". That would be the title of the Bill.

Mr. T. K. KRISHNA MENON.

The title of the Bill then is "A Bill to amend the Cattle Trespass Regulation".

President.—We must keep to the form.

Mr. K. ACHYUTA MENON.

As this is a very minor Regulation, I do not propose to make a motion to refer the matter to a Select Committee. At the same time, under Standing Order 32, the bill could not now be taken up for consideration. But the President may suspend the rule and allow the motion to be made at once.

LIBRARY ARCHIVES Kerala Legislative Assembly

President.—I allow the motion to be made at once.

Mr. K. ACHYUTA MENON.

I beg to move that the Bill to amend the Cattle Trespass Regulation be taken up for consideration.

President.—There is the inverted comma in sections 1 and 2 and the draft is enacted as follows:—"The powers and duties vested in the District Magistrate under Chapters II, III and IV of this Regulation shall, so far as area within Municipal limits are concerned, vest in the Municipal Councils."

Mr. C. ACHYUTA MENON.

That is a quotation from the old Regulation. So inverted commas are not necessary.

President.—We shall read the sections as we did with the other Regulation. Section 1.

Mr. C. ACHYUTA MENON.

The powers and duties of the District Magistrate are proposed to be vested in Municipal Councils. Will it not be inconvenient to the respective Chairmen?

President.—But before we take up the consideration of your point, I want to know whether this note could not be put better. "The powers and duties vested in the District Magistrate under the Chapters II, III and IV of this Regulation shall, so far as areas, &c". Don't you require "areas", Mr. Achyuta Menon, in place of "area"?

Mr. C. ACHYUTA MENON.

Clearly, a misprint.

President.—If it is a misprint, no amendment is necessary. Do you propose to make any amendment? I am not clear on the subject. I just ask for information. Will it be not inconvenient to vest the powers in the Municipal Councils instead of in the Chairmen of Municipal Councils? Are the powers not vested in the Councils in some cases?

Mr. C. ACHYUTA MENON.

There are similar powers and duties vested in the Municipal Councils. I think it is inconvenient to vest the powers in the Municipal Council which meets once a month only.

Dr. A. R. MENON.

Personally, I do not know exactly what the powers and duties of the District Magistrate are.

LIBRARY ARCHIVES Kerala Legislative Assembly

Mr. C. ACHYUTA MENON.

I am not pressing my point. That is only an objection. The Council can order the Chairman, and the power must be vested in the Council, and the Council can pass resolutions empowering him to take necessary action. That is so in the case of other Regulations.

Dr. A. R. MENON.

Sometimes they give general consent. The Council gives sanction. The Chairman is empowered to carry on all transactions himself, but the Chairman must get the consent of the Council. Under no conditions should the powers of the Chairman be increased. The Chairman should, as far as possible, be placed under the vested powers. So I believe it would be better to give the power to the Council and not to the Chairman.

President.—That section is all right, I hope?

Mr. M. K. RAMAN.

Yes, Sir. The next is the second section. Inverted commas are not necessary.

President.—I do not think that inverted commas are necessary. Is it not so?

Mr. C. ACHYUTA MENON.

No, not necessary.

President.—We just wanted to put it in proper form.

Mr. K. ACHYUTA MENON.

Sir, I beg to move that the Bill to amend the Cattle Trespass Regulation be taken up and passed at a subsequent meeting of the Council, viz., on Friday, the 11th of December.

Mr. T. K. KRISHNA MENON.

Sir, I second it.

The motion was put to the House by the President and it was carried.

The Criminal Law Amendment Bill.

President.—The next item is the Criminal Law Amendment Bill.

Mr. K. ACHYUTA MENON.

Sir, I beg to move that the Criminal Law Amendment Bil be read in Council.

Mr. T. K. KRISHNA MENON.

Sir, I second it.

LIBRARY ARCHIVES Kerala Legislative Assembly